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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

UNITED STATES OF AMERICA,	)	Criminal No.: CR-08-00133 DLJ
	)	
Plaintiff,	)	
	)	
v.	)	STIPULATION AND ORDER TO
	)	EXCLUDE TIME UNDER THE SPEEDY
	)	TRIAL ACT
ARTURO VILLANUEVA-CORDOVA	)	
	)	
Defendant.	)	
_____	)	

WHEREAS the April 4, 2008 appearance for above referenced matter was not held due to the Court's unavailability, the parties respectfully request, and IT IS HEREBY STIPULATED, that the time until the next appearance before the Court, set for April 18, 2008, should be excluded in accordance with the provisions of the Speedy Trial Act, 18 U.S.C. §§ 3161(h)(8)(A) and (B)(iv) for continuity of counsel and adequate preparation of counsel. The parties are continuing to investigate certain of Mr. Villanueva-Cordova's criminal history

conduct that may affect the Sentencing Guidelines calculation in a potential pre-trial disposition.

DATED: April 9, 2008

/s/  
DANIEL R. KALEBA  
Assistant United States Attorney

DATED: April 9, 2008

/s/  
JEROME MATTHEWS  
Assistant Federal Public Defender

SIGNATURE ATTESTATION

I hereby attest that I have on file all holograph signatures for any signatures indicated by a "conformed" signature (/S/) within this e-filed document.

**ORDER**

GOOD CAUSE APPEARING, IT IS HEREBY ORDERED that the time from April 4, 2008, to April 18, 2008, should be excluded in accordance with the provisions of the Speedy Trial Act, 18 U.S.C. §§ 3161(h)(8)(A) and (B)(iv) for adequate preparation of counsel. The Court finds that the ends of justice served by the granting of the continuance outweigh the best interests of the public and the defendant in a speedy and public trial and the failure to grant the requested continuance would unreasonably deny counsel the reasonable time necessary for effective preparation, taking into account due diligence.

SO ORDERED.

DATED: April 10, 2008

  
HONORABLE D. LOWELL JENSEN  
United States District Judge